

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### "IMPROVED CHEWING GUM CONTAINING SALATRIM"

Case No. P95,2928, the specification of which

(check one)	<u>  X  </u>	is attached hereto. was filed on <u>May 30, 1997</u> , as Application Serial No. <u>08/849,292</u> and was amended on _____ (if applicable)
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I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).<sup>1</sup>

I do not know and do not believe this invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and I believe that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as identified below:

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below

Prior Foreign Application(s) Number	Country	Date
PCT/US95/15519	PCT	01 December 1995

and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the above listed application on which priority is claimed:

Prior Foreign Application(s) Number	Country	Date
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<sup>1</sup> (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

If no priority is claimed, I have identified all foreign patent applications filed prior to this application:

Prior Foreign Application(s)

Number

Country

Date

And I hereby appoint Messrs. John D. Simpson (Registration No. 19,842), Lewis T. Steadman (17,074), Dennis A. Gross (24,410), Steven H. Noll (28,982), Kevin W. Gynn (29,927), Robert M. Barrett, (30,142), Robert M. Ward (26,517), Brett A. Valiquet (27,841), Edward A. Lehman (22,312), James D. Hobart (24,149), Marvin Moody (16,549), Melvin A. Robinson (31,870), David R. Metzger (32,919), John R. Garrett (27,888), James Van Santen (16,584), William C. Stueber (16,453), and J. Arthur Gross (13,615) all members of the firm of Hill, Steadman & Simpson, A Professional Corporation

Telephone: 312/876-0200 Ext. 3060

my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all correspondence be forwarded to:

Hill, Steadman & Simpson

A Professional Corporation

85th Floor Sears Tower, Chicago, Illinois 60606

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Robert J. Yarka

Inventor's signature Robert J. Yarka Date 6/26/97  
Residence Orland Park, IL  
Citizenship United States  
Post Office Address 15127 St. Andrew Ct.  
Orland Park, IL 60462

Full name of second joint inventor,

(if any) Michael Bunczek

Inventor's signature Michael J. Bunczek Date 6/26/97  
Residence Lisle, IL  
Citizenship United States  
Post Office Address 5931 Meadow Drive  
Lisle, IL 60532

Full name of third joint inventor,

(if any) Philip Urnezis

Inventor's signature Philip W. Urnezis Date 6/26/97  
Residence Lombard, IL  
Citizenship United States  
Post Office Address 207 East Prairie  
Lombard, IL 60148

Full name of fourth joint inventor,

(if any) Philip Mazzone

Inventor's signature

Philip Mazzone

Date 6-26-97

Residence

Griffith, IN

Citizenship

United States

Post Office Address

607 N. Cline Avenue 532 Canterbury Ct. PA 6-26-97  
Griffith, IN 46319

Full name of fifth joint inventor,

(if any) Pamela Mazurek

Inventor's signature

Pamela Mazurek

Date 6/26/97

Residence

Orland Park, IL

Citizenship

United States

Post Office Address

14040 Michael Dr.  
Orland Park, IL 60462

Full name of sixth joint inventor,

(if any) Gordon N. McGrew

Inventor's signature

Gordon N. McGrew

Date 6/26/97

Residence

Evanston, IL

Citizenship

United States

Post Office Address

2505 Ridge Road Ave. 60461 6/26/97  
Evanston, IL 60201

Full name of seventh joint inventor,

(if any) Joo H. Song

Inventor's signature

Joo H. Song

Date 6/26/97

Residence

Northbrook, IL

Citizenship

South Korea

Post Office Address

1847 Birch Road  
Northbrook, IL 60062

Full name of eighth joint inventor,

(if any) Fred R. Wolf

Inventor's signature

Fred R. Wolf

Date 6-26-97

Residence

Naperville, IL

Citizenship

United States

Post Office Address

912 Muirhead Avenue  
Naperville, IL 60565

# RECORDATION FORM COVER SHEET

## PATENTS ONLY

1/31/92

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please Record the attached original documents or copy thereof.

1. Name of conveying party(ies): Robert J. Yotka,  
Michael T. Bunczek, Philip Urnezis, Philip Mazzone,  
Pamela Mazurek, Gordon McGrew, Joo H. Song,  
and Fred R. Wolf

Additional name(s) of conveying party(ies) attached?  
☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date June 26, 1997

2. Name and address of receiving party(ies):

Name: Wm. Wrigley Jr. Company

Internal Address: \_\_\_\_\_

Street Address: 410 N. Michigan Ave.

City: Chicago State: IL Zip: 60610

Additional Name(s) & Address(es) attached ☐ Yes ☒ No

4. Application (number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

B: Patent No.(s)

08/849,292 filed May 30, 1997

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom  
correspondence concerning document should be  
mailed:

Hill, Steadman & Simpson, P.C.

85th Floor Sears Tower  
233 S. Wacker Drive  
Chicago, IL 60606

6. Total number of applications and patents involved

-1-

7. Total Fee (37 CFR 3.41) ..... \$ 40.00

☒ Enclosed

☒ Authorized to be charged to deposit account any  
Additional fees

8. Deposit Account Number:

08-2290

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature:

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Robert M. Barrett

Name of Person Signing

 Signature

August 1, 1997

Date

Total number of pages comprising cover sheet: -5-

Mail documents to be recorded and required cover sheet information to:

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

## ASSIGNMENT

FOR and in consideration of One Dollar (\$1.00) to us in hand paid and other valuable considerations, the receipt and sufficiency whereof are hereby acknowledged and confessed, we, Robert J. Yatka, Michael T. Bunczek, Philip Urnezis, Philip Mazzone, Pamela Mazurek, Gordon McGrew, Joo H. Song, and Fred R. Wolf, residing at 15127 St. Andrew Ct., Orland Park, IL; 5931 Meadow Drive, Lisle, IL; 207 East Prairie, Lombard, IL; 607 N. Cline Ave., Griffith, IN; 14040 Michael Drive, Orland Park, IL; 2505 Ridge Road, Evanston, IL; 1847 Birch Road, Northbrook, IL; and 912 Muirhead Avenue, Naperville, IL, respectively, and citizens of the United States, except for Joo H. Song who is a citizen of South Korea, hereby sell, assign, transfer and set over unto the Wm. Wrigley Jr. Company, a corporation of Delaware, having an office and place of business at 410 N. Michigan Ave., Chicago, Illinois, the entire right, title and interest in and to our inventions in

### "IMPROVED CHEWING GUM CONTAINING SALATRIM"

disclosed in an application for Letters Patent of the United States, filed in the U.S. Patent and Trademark Office on **May 30, 1997**, U.S. Serial No. **08/849,292**, prepared by the firm of Hill, Steadman & Simpson, A Professional Corporation of Chicago, Illinois, and executed of even date herewith, said application being identified in the office records of said firm as Case No. **P95,2928** and in and to the United States Letters Patent therefor, when issued together with all improvements thereon and betterments thereof, all divisions, continuations and reissues thereof and substitutions of or for said application, and all foreign rights including the right to make application for Letters Patent for said inventions in any and all foreign countries and the right to claim priority as to the filing date under the International Convention on the basis for the aforesaid application for United States Letters Patent; and we hereby authorize and direct the Commissioner of Patents to issue the patent for said inventions, when granted, in accordance with this Assignment and sale.

For the same considerations, we hereby agree that we will promptly communicate to the aforesaid assignee or its assigns full and complete information concerning improvements or betterments of the inventions disclosed in said application, and we will cooperate at any time upon request of said assignee or its assigns, at its or their expense, in the procurement of patent protection to cover the inventions herein assigned and to be assigned, including the execution of new, divisional, continuing and reissue applications; we will make all rightful oaths, will testify in any proceedings in the United States Patent Office or in the Courts, and generally will do everything lawfully possible to aid said assignee, its successors, assigns, and nominees to obtain, enjoy and enforce proper patent protection for the inventions embraced within the terms of this document.

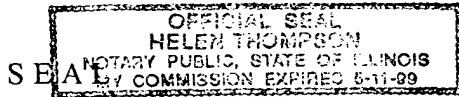
IN WITNESS WHEREOF, we have hereunto subscribed our name and affixed our seal  
at:

City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Robert J. Yotka (SEAL)  
Robert J. Yotka

State of Illinois  
County of Cook :SS

Before me personally appeared Robert J. Yotka known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



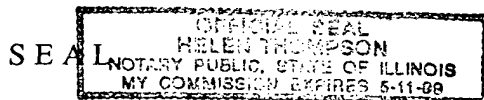
Helen Thompson  
Notary Public

City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Michael T. Bunczek (SEAL)  
Michael T. Bunczek

State of Illinois  
County of Cook :SS

Before me personally appeared Michael T. Bunczek known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



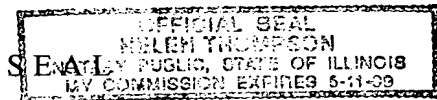
Helen Thompson  
Notary Public

City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Philip Urnezis (SEAL)  
Philip Urnezis

State of Illinois)  
County of Cook) :SS

Before me personally appeared Philip Urnezis known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



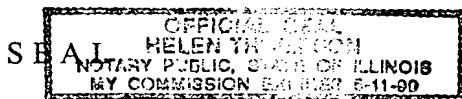
Helen Thompson  
Notary Public

City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Philip Mazzone (SEAL)  
Philip Mazzone

State of Illinois)  
County of Cook) :SS

Before me personally appeared Philip Mazzone known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



Helen Thompson  
Notary Public

City of Chicago  
County of Cook  
State of Illinois

Date: 2/26/97 Pamela Mazurek (SEAL)  
Pamela Mazurek

State of Illinois  
County of Cook :SS

Before me personally appeared Pamela Mazurek known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



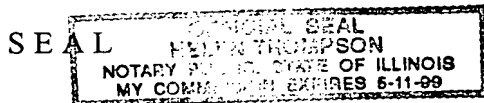
Helen Thompson  
Notary Public

City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Gordon N. McGrew (SEAL)  
Gordon N. McGrew

State of Illinois  
County of Cook :SS

Before me personally appeared Gordon N. McGrew known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.



Helen Thompson  
Notary Public



City of Chicago  
County of Cook  
State of Illinois

Date: 6/26/97 Joo H. Song (SEAL)  
Joo H. Song

State of Illinois  
County of Cook:SS

Before me personally appeared Joo H. Song known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.

Helen Thompson  
Notary Public  
SEAL OFFICIAL SEAL  
HELEN THOMPSON  
NOTARY PUBLIC, STATE OF ILLINOIS  
MY COMMISSION EXPIRES 5-11-99

City of Chicago  
County of Cook  
State of Illinois

Date: 6-26-97 Fred R. Wolf (SEAL)  
Fred R. Wolf

State of Illinois  
County of Cook:SS

Before me personally appeared Fred R. Wolf known to me to be the person who executed the foregoing instrument, and acknowledged the execution and delivery thereof, under his seal, for the uses and purposes therein set forth, on the day and year aforesaid.

Helen Thompson  
Notary Public  
SEAL OFFICIAL SEAL  
HELEN THOMPSON  
NOTARY PUBLIC, STATE OF ILLINOIS  
MY COMMISSION EXPIRES 5-11-99